

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of decomposed tomato material.

**Misbranding, Section 403 (g) (1),** the article failed to conform to the definition and standard of identity for tomato paste since it contained less than 25 percent of salt-free tomato solids, the minimum provided by the regulations.

**DISPOSITION:** January 21, 1952. The sole intervener having withdrawn its claim, judgment of condemnation was entered and the court ordered that the product be destroyed.

**18286. Adulteration of tomato puree. U. S. v. Franklin MacVeagh & Co. Plea of guilty. Fine of \$200 and costs. (F. D. C. No. 31125. Sample No. 9721-L.)**

**INFORMATION FILED:** August 16, 1951, Northern District of Indiana, against Franklin MacVeagh & Co., a corporation, Chicago, Ill.

**ALLEGED SHIPMENT:** On or about February 22, 1951, from the State of Indiana into the State of Illinois.

**LABEL, IN PART:** "Sweetheart Contents 6 Lbs. 9 Ozs. De Luxe Tomato Puree Packed for Franklin MacVeagh And Company Chicago, Ill."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in part of a decomposed substance by reason of the presence of decomposed tomato material.

**DISPOSITION:** February 7, 1952. A plea of guilty having been entered on behalf of the defendant, the court imposed a fine of \$200, together with costs.

**18287. Adulteration of tomato puree. U. S. v. 290 Cases \* \* \*. (F. D. C. No. 29848. Sample No. 73869-K.)**

**LIBEL FILED:** October 26, 1950, Southern District of New York.

**ALLEGED SHIPMENT:** On or about August 23, 1950, by Albert W. Sisk & Son, from Hurlock, Md.

**PRODUCT:** 290 cases, each containing 24 1-pound, 12-ounce cans, of tomato puree at New York, N. Y.

**LABEL, IN PART:** "De Cecco Brand Extra Heavy Tomato Puree \* \* \* Packed \* \* \* By John N. Wright Jr. Hurlock, Md."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of decomposed tomato material.

**DISPOSITION:** December 19, 1951. John N. Wright, Jr., claimant, having failed to file an answer to the libel and no other claimant having appeared, a default decree of condemnation and destruction was entered.

**18288. Adulteration of tomato sauce. U. S. v. Hunt Foods New Jersey, Inc. Plea of guilty. Fine of \$500 and probation for two years. (F. D. C. No. 31537. Sample Nos. 95563-K, 25236-L.)**

**INFORMATION FILED:** August 10, 1951, District of New Jersey, against Hunt Foods New Jersey, Inc., trading at Bridgeton, N. J.

**ALLEGED SHIPMENT:** On or about November 22, 1950, and January 2, 1951, from the State of New Jersey into the State of Pennsylvania.

**LABEL, IN PART:** "Hunt's Tomato Sauce \* \* \* Packed In U. S. A. By Hunt Foods Inc. Main Office Fullerton, California."